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MACPHERSON KWOK CHEN & HEID LLP 1762 TECHNOLOGY DRIVE SUITE 226 SAN JOSE, CA 95110 COPY MAILED FEB 1 0 2005

OFFICE OF PETITIONS

In re Application of

Daniel R. Zaharris et al

Application No. 09/583,452

Filed: May 30, 2000

Attorney Docket No. M-8376 US

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed January 24, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The two-month period for filing an appeal brief in triplicate (accompanied by the fee required by 37 CFR 1.17(c)), runs from the date of this decision.

The above-identified application became abandoned for failure to reply in a timely manner to the final Office action mailed May 27, 2004, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on August 28, 2004.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

The application is being forwarded to Technology Center AU 2132 for further processing.

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner for Patent Examination Policy

MacPherson Kwok Chen & Heid LLP

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JAN 2 4 2005

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January 24, 2005

Via Facsimile to (703) 872-9306

Attention: Office of Petitions

Mail Stop Petition **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

Re:

Applicant(s):

Daniel R. Zaharris; Lane W. Lee

Title:

Method Of Decrypting Data Stored On A Storage Device Using

An Embedded Encryption/Decryption Means

Application No.:

09/583,452

Filing Date:

May 30, 2000

Examiner:

Abdulhakim Nobahar Group Art Unit:

2132

Docket No.:

M-8376 US

Confirmation No.:

1693

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Certification of Facsimile Transmission (1 page);
- (2) This Fee Transmittal (1 page);
- (3) Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (2 pages); and
- (4) Notice of Appeal (1 page).
- \boxtimes The fee has been calculated as shown below:

| X | PETITION FEE for Small Entity (37 CFR 1.17(m)) | \$ | 750.00 |
|---|--|----|----------|
| Ø | FEE FOR NOTICE OF APPEAL for Small Entity (37 CFR 41.20(b)(1)) | s | 250.00 |
| × | Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested. | | |
| Ø | Please charge our Deposit Account No. 50-2257 in the amount of | \$ | 1,000.00 |
| Ø | Also, charge any additional fees required and credit any overpayment to | | |

Certification of Facsimile Transmission I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Linda Bolter

Date of Signature

January 24, 2005

Respectfully submitted,

Jonathan W. Hallman Attorney for Applicants

Reg. No. 42,622

PAGE 2/5 * RCVD AT 1/24/2005 9:14:03 PM [Eastern Standard Time] * SYR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:9497527049 * DURATION (mm-ss):02-24

02/10/2005 CKHLOK

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